

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NATIONAL CREDIT UNION)	
ADMINISTRATION BOARD, as)	
Liquidating Agent of Southwest)	
Corporate Federal Credit Union, and Members)	
United Corporate Federal Credit Union,)	Case Nos. 13 Civ. 6705 (DLC)
)	13 Civ. 6719 (DLC)
)	13 Civ. 6721 (DLC)
Plaintiff,)	13 Civ. 6726 (DLC)
)	13 Civ. 6727 (DLC)
v.)	13 Civ. 6731 (DLC)
)	13 Civ. 6736 (DLC)
)	
MORGAN STANLEY & CO., INC. and)	
MORGAN STANLEY CAPITAL I INC.,)	
)	
)	
Defendants.)	

And other NCUA cases.

**NOTICE OF MOTION *IN LIMINE*
TO ADMIT EXPERT STATISTICAL SAMPLING TESTIMONY**

PLEASE TAKE NOTICE that Plaintiff National Credit Union Administration Board (“NCUA”) will and hereby does move this Court, before the Honorable Denise L. Cote, on a date and at a time to be determined by the Court, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, for an Order *in limine* admitting the expert statistical sampling testimony of NCUA’s statistical sampling expert, Dr. Charles D. Cowan, in the above-captioned Cases. As explained in the accompanying Memorandum in Support of NCUA’s Motion *in Limine* To Admit Expert Statistical Sampling Testimony, the opinions of Dr. Cowan comply with Federal Rule of Evidence 702 and the standards for expert testimony established in *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993), and its progeny.

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Erik Haas
Peter W. Tomlinson
Philip R. Forlenza
Henry J. Ricardo
PATTERSON BELKNAP WEBB &
TYLER LLP

1133 Avenue of the Americas
New York, NY 10036
Tel: (212) 336-2000
Fax: (212) 336-2222
chaas@pbwt.com
pwtomlinson@pbwt.com
pforlenza@pbwt.com
hjr Ricardo@pbwt.com

David H. Wollmuth
Frederick R. Kessler
Steven S. Fitzgerald
Ryan A. Kane
WOLLMUTH MAHER & DEUTSCH LLP
500 Fifth Avenue, 12th Floor
New York, NY 10110
Tel: (212) 382-3300
Fax: (212) 382-0050
dwollmuth@wmd-law.com
fkessler@wmd-law.com
sfitzgerald@wmd-law.com
rkane@wmd-law.com

/s/ David C. Frederick

David C. Frederick
Wan J. Kim
Gregory G. Rapawy
Andrew C. Shen
KELLOGG, HUBER, HANSEN, TODD,
EVANS & FIGEL, P.L.L.C.
Sumner Square
1615 M Street, N.W., Suite 400
Washington, D.C. 20036
Tel: (202) 326-7900
Fax: (202) 326-7999
dfrederick@khhte.com
wkim@khhte.com
grapawy@khhte.com
ashen@khhte.com

George A. Zelcs
KOREIN TILLERY LLC
205 North Michigan Avenue, Suite 1950
Chicago, IL 60601
Tel: (312) 641-9760
Fax: (312) 641-9751
gzlcs@koreintillery.com

Stephen M. Tillery
Greg G. Gutzler
Peter H. Rachman
Robert L. King
KOREIN TILLERY LLC
505 North Seventh Street, Suite 3600
St. Louis, MO 63101
Tel: (314) 241-4844
Fax: (314) 241-3525
stillery@koreintillery.com
ggutzler@koreintillery.com
prachman@koreintillery.com
rking@koreintillery.com

Attorneys for Plaintiff National Credit Union Administration Board